

**PRODUCT:** 6 cartons, each containing 5 pounds, of salted cashews and 5 5-pound cartons of salted mixed nuts at Glen Burnie, Md.

**LABEL, IN PART:** "Salted De Luxe Cashews," or "Salted Family Mix."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the cashews consisted in whole or in part of a filthy substance by reason of the presence of wormy cashews, and the mixed nuts consisted in whole or in part of a filthy and decomposed substance by reason of the presence of wormy cashews and moldy filberts.

**DISPOSITION:** December 5, 1947. Default decree of condemnation and destruction.

### POULTRY

**12737. Adulteration of frozen poultry. U. S. v. 30 Barrels, etc. (F. D. C. No. 21182. Sample Nos. 32835-H, 32836-H.)**

**LABEL FILED:** October 21, 1946, Southern District of Indiana.

**ALLEGED SHIPMENT:** On or about August 23, 1946, by Harry Smith of the Cincinnati Terminal Warehouse Co., from Cincinnati, Ohio. This was a return shipment by the consignee to the original shipper.

**PRODUCT:** Frozen poultry. 30 barrels, each containing from 200 to 225 pounds, 2 barrels, each containing 200 pounds, and 25 cartons, each containing approximately 90 to 100 pounds, at Worthington, Ind., in possession of the Hoese Poultry Co.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed birds.

**DISPOSITION:** November 26, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**12738. Adulteration of frozen drawn poultry. U. S. v. 303 Crates \* \* \*. (F. D. C. No. 20703. Sample No. 5398-H.)**

**LABEL FILED:** August 7, 1946, District of Delaware.

**ALLEGED SHIPMENT:** On or about July 20, 1946, by the Tri State Poultry Cooperative, Inc., from Salisbury, Md.

**PRODUCT:** 303 crates of frozen drawn poultry at Dover, Del.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** August 28, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. On September 30, 1946, this order was amended to permit the product to be rendered into fats.

**12739. Adulteration of frozen dressed poultry. U. S. v. 109 Crates \* \* \*. (F. D. C. No. 21264. Sample No. 1956-H.)**

**LABEL FILED:** October 25, 1946, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about August 13, 1946, by Donnes Frozen Foods, from Thibodaux, La.

**PRODUCT:** 109 crates of frozen poultry at Gainesville, Ga.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** November 5, 1946. J. D. Jewell, Inc., Gainesville, Ga., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be thawed and that the unfit portion be segregated and denatured under the supervision of the Food and Drug Administration.

**12740. Adulteration of frozen dressed poultry. U. S. v. 140 Boxes, etc. (F. D. C. No. 20801. Sample Nos. 5399-H, 5400-H.)**

**LABEL FILED:** September 11, 1946, District of Delaware.

**ALLEGED SHIPMENT:** On or about August 29, 1946, by the Acme Poultry Corporation, from Berlin, Md.

**PRODUCT:** 140 boxes, containing a total of 7,835 pounds, and 160 boxes, containing a total of 9,012 pounds, of frozen dressed poultry at Dover, Del.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of contamination with fecal matter and of a decomposed substance by reason of the presence of decomposed poultry.

**DISPOSITION:** September 30, 1946. The Acme Poultry Corporation, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be disposed of in accordance with the law, under the supervision of the Federal Security Agency.

**12741. Adulteration of dressed turkeys. U. S. v. 288 Boxes \* \* \*. (F. D. C. No. 24200. Sample No. 15016-K.)**

**LIBEL FILED:** November 25, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about October 22, 1947, by the Bitney Poultry Co., from Kalispell, Mont.

**PRODUCT:** 288 boxes of turkeys at Chicago, Ill. The boxes were marked with various weights, "Net 128," etc.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed birds.

**DISPOSITION:** December 18, 1947. W. W. Mangold and William Wilhem, owners, Cargill Incorporated, mortgagee, and F. A. Bitney, trading as the Bitney Poultry Co., shipper, having appeared as claimants, and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration. A total of 737 turkeys, weighing 12,528 pounds, were rejected, and were destroyed by rendering.

**12742. Adulteration of frozen dressed turkeys. U. S. v. 51 Barrels \* \* \*. (F. D. C. No. 20836. Sample No. 15379-H.)**

**LIBEL FILED:** September 26, 1946, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 10, 1946, by the Holbrook Turkey Growers, from Cheraw, Colo.

**PRODUCT:** 51 barrels of frozen dressed turkeys at Chicago, Ill. Examination showed the presence of diseased birds.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

**DISPOSITION:** November 25, 1946. The Great Western Distributors, Inc., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion, under the supervision of the Federal Security Agency.

### SPICES, FLAVORS, AND SEASONING MATERIALS

**12743. Adulteration of anise seed. U. S. v. 1 Bag \* \* \*. (F. D. C. No. 22792. Sample No. 52316-H.)**

**LIBEL FILED:** March 28, 1947, Northern District of Iowa.

**ALLEGED SHIPMENT:** On or about January 29, 1947, by the American Spice Mills, Inc., from Chicago, Ill.

**PRODUCT:** 1 50-pound bag of anise seed at Sioux City, Iowa.

**LABEL, IN PART:** "Recleaned Whole Anise Seed."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), dirt, sand, and limestone had been substituted in part for anise, which the article was represented to be.

**DISPOSITION:** April 29, 1947. Default decree of condemnation and destruction.

**12744. Adulteration of anise seed. U. S. v. 1 Bag \* \* \*. (F. D. C. No. 22793. Sample No. 52318-H.)**

**LIBEL FILED:** March 28, 1947, Northern District of Iowa.

**ALLEGED SHIPMENT:** On or about January 17, 1947, by the Kearns & Smith Spice Company, from Chicago, Ill.

**PRODUCT:** 1 100-pound bag of anise seed at Sioux City, Iowa.